

rather than being ready to issue, had been moved to her 'do not handle' file. Both Applicant and Attorney confirmed that there had been an approval of the Examiner's Amendment on Feb. 18, 2005, and that Examiner had received the Attorney's letter confirming the telephonic interview and indicating precisely the changes to the two claims Examiner had already amended.

Examiner then found that the file included a "Notice of Non Compliant Amendment". This was a complete surprise to both Examiner and Attorney, and Attorney stated truthfully that he had not received such a Notice. Attorney did not doubt that the Notice had been sent by the PTO. Examiner then managed to find a working fax machine at the PTO and fax a copy of the Notice, including the critical indication of what was supposed to be lacking – which was "a complete listing of all the claims is not present".

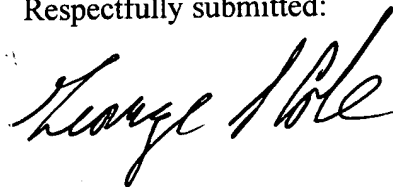
#### **IMMEDIATE CORRECTION**

Attorney had been preparing, while Examiner was hunting for a working fax machine, a complete listing with the header words "(currently amended)" for the only two claims changed by Examiner, Claims 1 and 2; and the header word "(original)" for all other claims. A copy of this complete listing is attached. The Attorney then arranged delivery by both Fax and Express Mail to the USPTO on the same day, Sept. 20, 2005, of this correction, along with this alternative petition.

#### **REMARKS**

This petition is meant to replace the one filed by fax earlier on this same day, prior to Examiner's second telephone call and request for approval of Examiner's amendment (which was granted). If the Examiner has any questions concerning this Petition, or now-Compliant application, please direct the inquiry to George S. Cole at (650) 322-7760.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "George S. Cole", written in a cursive style.